

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of) **MAIL STOP AMENDMENT**
)
Tsunenori Arai et al.) Group Art Unit: 3769
)
Application No.: 10/560,821) Examiner: Johnson III, Henry M
)
Filed: December 15, 2005) Confirmation No.: 9015
)
For: PHOTODYNAMIC THERAPY)
)
 EQUIPMENT, METHOD FOR)
)
 CONTROLLING PHOTODYNAMIC)
)
 THERAPY EQUIPMENT AND METHOD)
)
 OF PHOTODYNAMIC THERAPY)

FIFTH INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure as set forth in 37 C.F.R. § 1.56, the accompanying information is being submitted in accordance with 37 C.F.R. §§ 1.97 and 1.98.

Enclosed is a copy of an Office Action issued in corresponding European Patent Application 03 782 845.6-2305, dated April 3, 2009. Please note that references EP 1 101 450 and WO 84/00101 which were cited in the above-mentioned Office Action were previously submitted to the U.S. Patent and Trademark Office on December 15, 2005, therefore, copies are not submitted herewith.

The information is submitted before the mailing of a first Office Action after the filing of a Request for Continued Examination under 37 C.F.R. § 1.114.

To assist the Examiner, the documents are listed on the attached form PTO-1449. It is respectfully requested that an Examiner initialed copy of this form be returned to the undersigned.

FIFTH Information Disclosure Statement

Application No. 10/560,821

Attorney Docket No. 1011350-000367

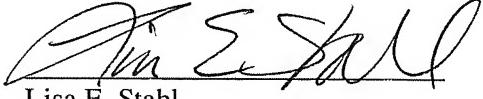
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The Director is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800.

Respectfully submitted,

BUCHANAN INGERSOLL & ROONEY PC

Date: April 24, 2009

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